

**04 NCAC 16K .0107 FUNDS AWAITING INVESTMENT OR DISTRIBUTION**

(a) Unless prohibited by the instrument creating the trust, funds held in trust by a savings institution, including managing agency accounts, awaiting investment or distribution may be deposited in other departments of the savings institution. The savings institution shall first set aside under control of the trust department collateral security of a kind and in an amount as specified in G.S. 53-163.1(b) for funds held in trust by a bank, except that no collateral shall be required to the extent that the funds are insured by an agency of the United States government.

(b) Any funds held by a savings institution as fiduciary awaiting investment or distribution and deposited in other departments of the savings institution shall be placed in an interest-bearing account.

*History Note:* Authority G.S. 54B-55; 54B-77; 54C-53; 54C-146;  
Eff. November 1, 1982;  
Amended Eff. July 1, 1990;  
Temporary Amendment Eff. October 2, 1991 for a period of 180 days to expire on March 31, 1992;  
Amended Eff. November 1, 2017; February 15, 1992.